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8
9 **UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

10 U.S. BANK TRUST, N.A., AS TRUSTEE FOR
11 LSF9 MASTER PARTICIPATION TRUST,

12 Plaintiff,

13 v.

14 CARLOS MIRANDA, an individual;
ANTONIA MIRANDA, an individual;
15 JENNIFER UZAN ST. JOHN (a.k.a. JENNIFER
UZAN), an individual; and STERLING AT
16 SILVER SPRINGS HOMEOWNERS
ASSOCIATION, a domestic non-profit
17 corporation,

18
19 Defendants.

CASE NO. 2:18-cv-02008-RCJ-CWH

**STIPULATION AND [PROPOSED]
ORDER TO RESCHEDULE
MARCH 8, 2019 MOTION TO
DISMISS HEARING REGARDING
ECF NO. 15 TO APRIL 19, 2019**

20 COME NOW, Defendants, CARLOS MIRANDA; ANTONIA MIRANDA; JENNIFER
21 UZAN ST. JOHN (a.k.a. JENNIFER UZAN) (hereafter collectively "Defendants") by and
22 through their attorneys of record, Michael Beede, Esq. and James W. Fox, Esq. of The Law
Office of Mike Beede, PLLC; Defendant STERLING AT SILVER SPRINGS HOMEOWNERS
23 ASSOCIATION (hereafter "Silver Springs"), by and through their attorneys of record, Robert
24 T. Robbins, Esq., Elizabeth B. Lowell, Esq., Chad D. Fuss, Esq., and Ty M. Maynarich, of
25 Robbins Law Firm; and Plaintiff, U.S. BANK TRUST, N.A., AS TRUSTEE FOR LSF9
26 MASTER PARTICIPATION TRUST (hereafter "US Bank"), by and through its attorneys of
27 record, Robert A. Riether, Esq. and Rock K. Jung, Esq. of the law firm of Wright Finlay & Zak
28 LLP, and hereby stipulate as follows:

- 1 1. This matter concerns title to real property commonly known as 5026 Mascaro Drive, Las
- 2 Vegas, NV; APN 161-26-110-050 (the "Property").
- 3 2. US Bank filed its complaint on or about October 17, 2018.
- 4 3. Defendants Jennifer Uzan St. John, Carlos Miranda, and Antonia Miranda filed their
- 5 Motion to Dismiss on December 6, 2018 (ECF No. 15)(hereafter the "Miranda
- 6 Motion").
- 7 4. On December 20, 2018, this Court issued an Order Setting Oral Argument on motions to
- 8 dismiss for Monday, March 25, 2019 at 10:00 a.m. (ECF No. 21)
- 9 5. On February 14, 2019, this Court issued a Minute Order rescheduling oral arguments on
- 10 all pending motions for Friday, March 8, 2019 at 9:30 a.m.
- 11 6. Upon inquiry of Defendants' counsel, the Court identified April 19, 2019 as an alternative
- 12 hearing date for oral arguments regarding the Miranda Motion (ECF No. 15).
- 13 7. The Parties have agreed to reschedule oral arguments on the Miranda Motion (ECF No.
- 14 15) to April 19, 2019.
- 15 8. Oral arguments regarding Defendant Sterling at Silver Springs Homeowners
- 16 Association's Motion to Dismiss (ECF No. 16) shall remain on March 8, 2019, at 9:30
- 17 a.m.

18 This is the first request for an alternate hearing date regarding the motions to dismiss,

19 and it is not intended to cause any delay or prejudice to any party.

20 Dated this 6th day of March, 2019.

21 THE LAW OFFICE OF MIKE BEEDE, PLLC

22 /s/ Michael Beede

23 Michael N. Beede, Esq.

24 Nevada Bar No. 13068

25 James W. Fox, Esq.

26 Nevada Bar No. 13122

27 2470 St. Rose Pkwy, Suite 307

28 Henderson, NV 89074

Attorneys for Defendants, Jennifer Uzan St.
John, Carlos Miranda and Antonia
Miranda

Dated this 6th day of March, 2019.

WRIGHT, FINLAY & ZAK, LLP

/s/ Rock K. Jung

Robert A Riether, Esq.

Nevada Bar No. 12076

Rock K. Jung, Esq.

Nevada Bar No. 10906

7785 W. Sahara Ave., Suite 200

Las Vegas, NV 89117

Attorneys for Plaintiff, U.S. Bank Trust, N.A.,
as Trustee for LSF9 Master Participation
Trust

1 Dated this 6th day of March, 2019.

2 ROBBINS LAW FIRM

3 /s/ Elizabeth B. Lowell

4 Robert T. Robbins, Esq.

5 Nevada Bar No. 6109

6 Elizabeth B. Lowell, Esq.

7 Nevada Bar No. 8551

8 Chad D. Fuss, Esq.

9 Nevada Bar No. 12744

10 Ty M. Maynarich, Esq.

11 Nevada Bar No. 14584


12 1995 Village Center Circle, Suite 190

13 Las Vegas, NV 89134

14 *Attorneys for Sterling at Silver Springs*

15 *Homeowners Association*

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17 IT IS HEREBY ORDERED that the hearing on Motion to Dismiss (ECF No. 15)
18 presently set for March 8, 2019 at 10:15 a.m., will be continued to April 19, 2019 at
19 10:00 a.m. in Courtroom 4B of the Lloyd George Federal Courthouse, 333 S. Las
20 Vegas, Blvd., Las Vegas, NV.

21
22 
23 UNITED STATES DISTRICT COURT JUDGE

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25 DATED: 3-7-2019